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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Roger Dale Hiatt  
TITLE : APPARATUS AND METHOD FOR  
EXTRACTING A SAMPLE FROM A STRIP OF  
MATERIAL  
SERIAL NO. : 09/944,725  
FILING DATE : August 31, 2001  
ATTORNEY DOCKET NO. : 24221-88-2  
Cleveland, Ohio 44114-2378

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8

I hereby certify that the below-identified papers are being deposited with the United States Postal Service with sufficient postage as "FIRST CLASS MAIL" on April 30, 2002 in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Christina R. Correll  
(type or print name of person mailing paper)

*Christina R. Correll*

Signature of person mailing paper

Items enclosed herewith:

1. Response to Notice of Fee Deficiency
2. Return Receipt Postcard



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Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTICE OF DEFICIENCY**

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Dear Sir:

In response to the Notice of Fee Deficiency dated April 18, 2002, Applicants herein authorize the Examiner to charge Deposit Account No. 02-2051 the amount of \$5.00 to cover the outstanding balance noted therein.

Adjustment date: 05/16/2002 BNGUYEN1  
09/06/2001 WABRHAM1 00000023 09944725  
04 FC:998 -4.00 DP

05/16/2002 BNGUYEN1 00000053 022051 09944725  
01 FC:203 5.00 CH 4.00 DP

Additionally, the Examiner is authorized to charge any additional fees or credit any overpayments to Deposit Account 02-2051.

Respectfully submitted,

BENESCH, FRIEDLANDER  
COPLAN & ARONOFF LLP

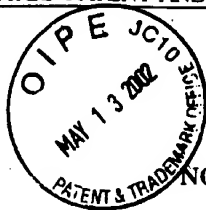


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Paper No.

NOTICE OF FEE DEFICIENCY

The informality regarding the payment of the fee is indicated below in connection with

- ☒ the original filing of the application and/or preliminary amendment (e.g. additional claim fees)
- ☐ the reply filed on \_\_\_\_\_ . The reply is not fully responsive to the prior Office action because of the \_\_\_\_\_ following matter(s). See 37 CFR 1.111 and 37 CFR 1.135.

FEE(S) DUE

- ☐ 1. The reply (e.g., amendment) is considered incomplete in that the funds in Deposit Account No. \_\_\_\_\_ are insufficient to cover the entire fee due. The balance\* is due within the time period set below.
- ☐ 2. The reply (e.g., amendment) is considered incomplete in that the Credit Card payment to cover the entire fee due to \_\_\_\_\_ Account \_\_\_\_\_ (Card type + last 4 digits ONLY) was refused.
- The balance\* is due within the time period set below.**
- ☐ 3. The reply (e.g., amendment) has not been entered, since applicant has failed to remit (or authorize charge to a Deposit Account or Credit Card) the fee as indicated on the attached Patent Application Fee Determination Record. Remittance or authorization is due within the time period set below.
- ☒ 4. The filing fee of \$ \_\_\_\_\_ submitted in this application is insufficient. A balance of \$ 5.00 is due for presentation of excess claims (37 CFR 1.16(b) & (c)).
- ☐ 5. Other.

Explanation (Provide specific details of the required correction in order to assist the applicant. Indicate whether a service charge has been added to the fee due):  
\_\_\_\_\_  
\_\_\_\_\_

APPLICANT IS GIVEN A TIME PERIOD OF ONE (1) MONTH or THIRTY (30) DAYS FROM THE MAILING DATE OF THIS NOTICE, WHICHEVER IS LONGER, WITHIN WHICH TO REMIT THE FEE OR A \_\_\_\_\_ IN ORDER TO AVOID ABANDONMENT. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.

THE INDICATED AMOUNT OF THE FEE(S) DUE IS SUBJECT TO CHANGE YEARLY ON OCTOBER 1 (37 CFR 1.16 & 1.21). THE AMOUNT OF THE FEE(S) DUE IS DETERMINED AS OF THE DATE A COMPLETE REPLY IS RECEIVED BY THE OFFICE (37 CFR 1.8 & 1.10). BECAUSE THE AMOUNT DUE IS NOT NECESSARILY THE FEE INDICATED ABOVE, IT IS RECOMMENDED THAT APPLICANT CHECK THE CURRENT FEE SCHEDULE WHICH IS POSTED ON THE USPTO'S WEBSITE AT: <http://www.uspto.gov/web/offices/ac/qs/ope/fees.htm>

\*Service Charges: There is a \$50 service charge for processing each payment refused (including a check returned "unpaid") or charged back by a financial institution (37 CFR 1.21(m)). There is a \$25.00 service charge for each month when the balance of a deposit account is below \$1000 at the end of the month (37 CFR 1.21(b)(2)).

  
Legal Instruments Examiner (LIE) or Clerk of Group

Inquires regarding this Notice should be addressed to the above at 703-605-4987 (insert Phone Number).

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